



GP/1635

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TRANSMITTAL FORM

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Application Number

09/522,373

Filing Date

March 10, 2000

First Named Inventor

Loeb, Lawrence, et al.

Group Art Unit

1635

Examiner Name

M. Shibuya

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Total Number of Pages in This Submission

1

Attorney Docket Number

16336-000730

1600/2900

ENCLOSURES (check all that apply)

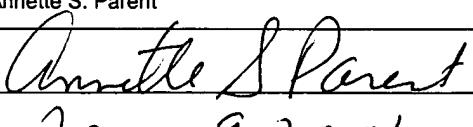
 Fee Transmittal Form Fee Attached Amendment / Response After Final Affidavits/declaration(s) Extension of Time Request Express Abandonment Request Information Disclosure Statement Certified Copy of Priority Document(s) Response to Missing Parts/ Incomplete Application Response to Missing Parts under 37 CFR 1.52 or 1.53 Assignment Papers
(for an Application) Drawing(s) Licensing-related Papers Petition Routing Slip (PTO/SB/69) and Accompanying Petition Petition to Convert to a Provisional Application Power of Attorney, Revocation Change of Correspondence Address Terminal Disclaimer Request for Refund CD, Number of CD(s) After Allowance Communication to Group Appeal Communication to Board of Appeals and Interferences Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) Proprietary Information Status Letter Other Enclosure(s)
(please identify below):

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Remarks

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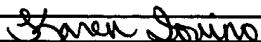
SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm and Individual name	Townsend and Townsend and Crew LLP Annette S. Parent	
Signature		
Date	May 9, 2001	

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231 on this date:

May 9, 2001

Typed or printed name	Karen Lovino		
Signature		Date	May 9, 2001

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SF 1222310 v1



PATENT
Attorney Docket No.: 016336-000730US
Client Ref. No.: 1026-2523-3326PT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Loeb *et al.*

Application No.: 09/522,373

Filed: March 10, 2000

For: INDUCTION OF VIRAL MUTATION
BY INCORPORATION OF MISCODING
RIBONUCLEOSIDE ANALOGS INTO
VIRAL RNA

Examiner: M. Shibuya

Art Unit: 1635

RESPONSE TO RESTRICTION
REQUIREMENT

#6/K.T.
5/18

ELECTION

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Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

In response to the restriction requirement mailed April 11, 2001, Applicants elect to prosecute the Group I, claims 1-18, 45-50, 63-64, and 66, drawn to methods of increasing mutation rates of a virus in a cell and in an animal comprising administering an RNA nucleoside analog to a virally infected cell. Applicants also elect, with traverse, the flavivirus/HCV and 5-hydroxyuridine species.

The foregoing election is made with traverse, as the four groups set forth by the Examiner all stem from a common concept and theory, and are thus related. As such, prosecution of the claims of Groups I-IV would not place a substantially greater burden on the Examiner. Applicants therefore respectfully request that the Examiner withdraw the Restriction Requirement and consider all the claims together.

If the Examiner believes a telephone conference would expedite prosecution of this application, please telephone the undersigned at 415-576-0200.

Respectfully submitted,

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